



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Michelle M. Hanna

Appl. No.: 10/790,766

Filed: March 3, 2004

For: **Abortive Promoter Cassettes**

Confirmation No.: 4955

Art Unit: 1637

Examiner: Kim, Young J.

Atty. Docket: 2072.0010008/MAC/DJN

Reply to Requirement for Restriction and Election of Species

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated July 25, 2006, Applicant hereby provisionally elects Group I, represented by claims 136-163 and 171-173. Within Group I, Applicant elects the species corresponding claim part (a)(ii) of claim 136, viz., two partially complementary upper and lower oligonucleotides that form a single-stranded transcription bubble region comprising a defined site from which an initiator and a suitable RNA polymerase can synthesize an abortive oligonucleotide product; and further elect the species, DNA, as the target specific linker. The elected species correspond to claims 136, 137, 139-142, 144-156, 162 and 171-173.

This election is made **with traverse**, for the following reasons.

I. The Restriction of Groups I and II

The Examiner has required election of one group from two groups of claims, as presented below.